

1

having already amended the complaint once, is ineligible to amend again without first seeking the Defendants' consent or requesting leave of this Court. Because Plaintiff has failed to do either, both the Second Amended Complaint and the Third Amended Complaint are not properly filed and will not be considered by the Court.

For these reasons,

IT IS on this 10th day of June, 2013,

ORDERED that the Plaintiff's Second Amended Complaint (Docket Entry 33) be and hereby is **STRICKEN**; and it is further

ORDERED that the Plaintiff's Third Amended Complaint (Docket Entry 39) be and hereby is **STRICKEN**; and it is further

ORDERED that the Plaintiff shall, in compliance with Federal Rule of Civil Procedure 15, obtain the consent of opposing parties or leave of this Court before filing any further amended complaints.

s/ Stanley R. Chesler
Stanley R. Chesler, U.S.D.J.